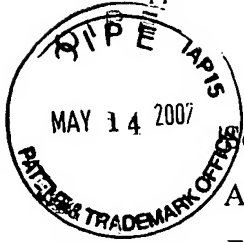


gfw



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 10/733,484 Confirmation No. 7698  
Application of: Rudolf PETERMANN  
Filed: December 11, 2003  
Art Unit: 2854  
Examiner: FERGUSON, MARISSA L.  
Docket No: 600.1300  
Customer No.: 23280

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**COMMUNICATION**

May 11, 2007

Sir:

Regarding the Order Returning Undocketed Appeal to Examiner mailed May 8, 2007, please note that the Amendment was filed on May 1, 2006, before the filing of Appellant's brief filed on May 8, 2006. Thus, it is respectfully submitted that 37 C.F.R. §41.33(b) is not applicable, but rather 37 C.F.R. §41.33(a).

Consideration of the amendment is respectfully requested. The present application is in condition for allowance and applicant respectfully requests such action.

Respectfully submitted,  
DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 

William C. Gehris  
Reg. No. 38,156

Davidson, Davidson & Kappel, LLC  
485 Seventh Avenue  
New York, New York 10018  
(212) 736-1940

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

In re application of: **Rudolf PETERMANN**

Serial No. 10/733,484

Filed: December 11, 2003

For: **DISPLAYING DATA IN A MACHINE WHICH PROCESSES PRINTING MATERIAL**

Sir:

Transmitted herewith is an **Communication Regarding the Order Returning Undocketed Appeal to Examiner (1 pg)**  
in the above-identified application.



Also transmitted herewith are:

☐ Petition for extension under 37 C.F.R. 1.136☒ Other: **Return Receipt Postcard**Check(s) in the amount of **\$0.00** is/are attached to cover:☐ Filing fee for additional claims under 37 C.F.R. 1.16☐ Petition fee for extension under 37 C.F.R. 1.136☐ Other:☐ Other:

The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.



Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.



Any patent application processing fees under 37 C.F.R. 1.17.



Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

William C. Gehris, Reg. No. 38,156

DAVIDSON, DAVIDSON & KAPPEL, LLC  
485 Seventh Avenue, 14<sup>th</sup> Floor  
New York, New York 10018  
Tel: (212) 736-1940  
Fax: (212) 736-2427

I hereby certify that the documents referred to as attached therein  
and/or fee are being deposited with the United States Postal Service  
as "first class mail" with sufficient postage in an envelope addressed  
to "Mail Stop: Commissioner for Patents, P.O. Box 1450,  
Alexandria, VA 22313-1450" on May 11, 2007.

DAVIDSON, DAVIDSON &amp; KAPPEL, LLC

BY:

  
Simon Steiner